

APR 26 2007

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SEATTLE, WA**FACSIMILE TRANSMITTAL SHEET**

DELIVER TO Examiner Nguyen, Cam L.
(571) 273-8300

FACSIMILE NO.: (571) 273-4024 TELEPHONE NO.: _____

FROM: Michelle Begay for Marina Portnova

DATE: April 27, 2007

TOTAL NUMBER OF PAGES INCLUDING COVER SHEET: 18

OPERATOR: Michelle Begay OUR REF.: 004410.P010

Message:

Examiner Nguyen:

Enclosed please find the following documents:

Amendment Transmittal
RCE Transmittal
Fee Transmittal
Amendment

Thank you,

Michelle Begay
Secretary to Marina Portnova
(408) 720-8300 x3493IF YOU DO NOT RECEIVE ALL THE PAGES, OR IF THERE IS ANY DIFFICULTY IN RECEIVING, PLEASE
CALL (408) 720-8300 AND ASK FOR THE OPERATOR NAMED ABOVE.

APR 26 2007

AMENDMENT TRANSMITTALPATENT

Application No.: 10/764,182
Filing Date: January 23, 2004
First Named Inventor: Daniel Sundman
Examiner's Name: Nguyen, Cam L.
Art Unit: 2161
Attorney Docket No.: 004410.P010

- ☐ An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.
☒ Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.
☒ Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.
☐ Applicant(s) claim small entity status (37 CFR 1.27).

ATTACHMENTS

- ☐ Preliminary Amendment
☒ Amendment/Response with respect to Office Action
☐ Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)
☐ Notice of Appeal
☒ RCE (Request for Continued Examination)
☐ Supplemental Declaration
☐ Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)
☐ Information Disclosure Statement (IDS)
☐ Copies of IDS citations
☐ Petition for Extension of Time
☒ Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)
☐ Cross-Reference to Related Application(s)
☐ Certified Copy of Priority Document
☐ Other: _____
☐ Other: _____
☒ Check(s) \$790.00
☒ Postcard (Return Receipt)

SUBMITTED BY:

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP
TYPED OR PRINTED NAME: Marina Portnova
SIGNATURE: M. Portnova
REG. NO.: 45,750
DATE: April 26, 2007
ADDRESS: 12400 Wilshire Boulevard, Seventh Floor
Los Angeles, California 90025
TELEPHONE NO.: (408) 720-8300

FACSIMILE TRANSMITTAL

I hereby certify that this correspondence is being transmitted by facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22131-1450, in accordance with 37 CFR § 1.6(d), on the date shown below.

on April 26, 2007

Date of transmission

Michelle Begay

Name of Person Faxing Correspondence

Michelle Begay
SignatureApril 26, 2007

Date

Send to: COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, Virginia 22313-1450

(10/14/03)

The PTO did not receive the following
listed item(s) check

FEE TRANSMITTAL FOR FY 2007

(Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

TOTAL AMOUNT OF PAYMENT (\$) \$790.00**RECEIVED
CENTRAL FAX CENTER****APR 26 2007****Complete if Known:**

Application No. 10/764,182
 Filing Date January 23, 2004
 First Named Inventor Daniel Sundman
 Examiner Name Nguyen, Cam L.
 Art Unit 2161
 Attorney Docket No. 004410.P010

Applicant claims small entity status. See 37 CFR 1.27.

METHOD OF PAYMENT (check all that apply)
☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify)
☒ **Deposit Account**Deposit Account Number : 02-2666

Deposit Account Name: _____

☒ **The Director is Authorized to do the following with respect to the above-identified Deposit Account:**

- ☒ Charge fee(s) indicated below.
☒ Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.
☒ Charge fee(s) indicated below except for the filing fee
☒ Credit any overpayments.
☒ Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

Warning: Information on this form may become public. Credit card information should not be included on this form.
 Provide credit card information and authorization on PTO-2038.

FEE CALCULATION**1. BASIC FILING, SEARCH, AND EXAMINATION FEES**

| Large Entity | | Small Entity | | Fee Description | | Fees Paid (\$) |
|---------------------|----------|--------------|----------|------------------------------------|-------------|------------------------|
| Fee Code | Fee (\$) | Fee Code | Fee (\$) | | | |
| 1011 | 300 | 2011 | 150 | Utility application filing fee | } 1,000/500 | <u>00.00</u> |
| 1111 | 500 | 2111 | 250 | Utility search fee | | <u>00.00</u> |
| 1311 | 200 | 2311 | 100 | Utility examination fee | | <u>00.00</u> |
| 1012 | 200 | 2012 | 100 | Design application filing fee | } 430/215 | _____ |
| 1112 | 100 | 2112 | 50 | Design search fee | | _____ |
| 1312 | 130 | 2312 | 65 | Design examination fee | | _____ |
| 1013 | 200 | 2013 | 100 | Plant filing fee | } 660/330 | _____ |
| 1113 | 300 | 2113 | 150 | Plant search fee | | _____ |
| 1313 | 160 | 2313 | 80 | Plant examination fee | | _____ |
| 1004 | 300 | 2004 | 150 | Reissue filing fee | } 1,400/700 | _____ |
| 1114 | 500 | 2114 | 250 | Reissue search fee | | _____ |
| 1314 | 600 | 2314 | 300 | Reissue examination fee | | _____ |
| 1005 | 200 | 2005 | 100 | Provisional application filing fee | | _____ |
| SUBTOTAL (1) | | | | | | \$ <u>00.00</u> |

2. EXCESS CLAIM FEES**Fee Description****Large Entity****Small Entity****Fee****Code**

1202 50

1201 200

1203 360

1204 200

1205 50

2202 25

2201 100

2203 180

2204 100

2205 25

Fee Description

Each claim over 20

Each independent claim over 3

Multiple dependent claims, if not paid

Reissue: each claim over 20 and more than in the original patent

Reissue: each independent claim more than in the original patent

Extra Claims**Fee****Fees Paid (\$)**

Total Claims 32 - 20 or 32 = 0

X = 00.00

HP = highest number of total claims paid for, if greater than 20

Independent Claims 4 - 3 or 4 = 0

X = 00.00

HP = highest number of independent claims paid for, if greater than 3

Multiple Dependent Claims

= 00.00

SUBTOTAL (2) \$ 00.00

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 C.F.R. 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets**Extra Sheets****Number of each additional
50 or fraction thereof****Fee from
below****Fees paid (\$)**

_____ - 100 = 0 / 50 = _____ (round up to whole number) X \$ _____ 00.00

Large Entity**Fee****Code**

1081 250

1082 250

1083 250

1084 250

Small Entity**Fee****Code**

2081 125

2082 125

2083 125

2084 125

Fee Description: Application size fee for each additional group of 50 sheets beyond initial 100 sheets (count spec & drawings except sequences & program listings):

Utility

Design

Plant

Reissue

SUBTOTAL (3) \$ 00.00

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FEE CALCULATION (continued)**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

| <u>Large Entity</u> | | <u>Small Entity</u> | | <u>Fee Description</u> | |
|---------------------|-----------------|---------------------|-----------------|--|--------|
| <u>Fee Code</u> | <u>Fee (\$)</u> | <u>Fee Code</u> | <u>Fee (\$)</u> | | |
| 1051 | 130 | 2051 | 65 | Surcharge - late filing fee or oath | |
| 1052 | 50 | 2052 | 25 | Surcharge - late provisional filing fee or cover sheet | |
| 1053 | 130 | 1053 | 130 | Non-English specification | |
| 1812 | 2,520 | 1812 | 2,520 | For filing a request for ex parte reexamination | |
| 1813 | 8,800 | 1813 | 8,800 | Request for inter parties reexamination | |
| 1804 | 920* | 1804 | 920* | Requesting publication of SIR prior to Examiner action | |
| 1805 | 1,840* | 1805 | 1,840* | Requesting publication of SIR after Examiner action | |
| 1251 | 120 | 2251 | 60 | Extension for reply within first month | |
| 1252 | 450 | 2252 | 225 | Extension for reply within second month | |
| 1253 | 1,020 | 2253 | 510 | Extension for reply within third month | |
| 1254 | 1,590 | 2254 | 795 | Extension for reply within fourth month | |
| 1255 | 2,160 | 2255 | 1,080 | Extension for reply within fifth month | |
| 1401 | 500 | 2401 | 250 | Notice of Appeal | |
| 1402 | 500 | 2402 | 250 | Filing a brief in support of an appeal | |
| 1403 | 1,000 | 2403 | 500 | Request for oral hearing | |
| 1451 | 1,510 | 1451 | 1,510 | Petition to institute a public use proceeding | |
| 1452 | 500 | 2452 | 250 | Petition to revive - unavoidable | |
| 1453 | 1,500 | 2453 | 750 | Petition to revive - unintentional | |
| 1501 | 1,400 | 2501 | 700 | Utility issue fee (or reissue) | |
| 1502 | 800 | 2502 | 400 | Design issue fee | |
| 1503 | 1100 | 2503 | 550 | Plant issue fee | |
| 1462 | 400 | 1462 | 400 | Petitions to the Commissioner (CFR 1.17(f) Group I) | |
| 1463 | 200 | 1463 | 200 | Petitions to the Commissioner (CFR 1.17(g) Group II) | |
| 1464 | 130 | 1464 | 130 | Petitions to the Commissioner (CFR 1.17(h) Group III) | |
| 1807 | 50 | 1807 | 50 | Processing fee under 37 CFR 1.17(a) | |
| 1806 | 180 | 1806 | 180 | Submission of Information Disclosure Stmt | |
| 8021 | 40 | 8021 | 40 | Recording each patent assignment per property (times number of properties) | |
| 1809 | 790 | 2809 | 395 | For filing a submission after final rejection (see 37 CFR 1.129(a)) | |
| 1814 | 130 | 2814 | 65 | Statutory Disclaimer | |
| 1810 | 790 | 2810 | 395 | For each additional invention to be examined (see 37 CFR 1.129(b)) | |
| 1801 | 790 | 2801 | 395 | Request for Continued Examination (RCE) | 790.00 |
| 1802 | 900 | 1802 | 900 | Request for expedited examination of a design application | |
| 1504 | 300 | 1504 | 300 | Publication fee for early, voluntary, or normal pub. | |
| 1505 | 300 | 1505 | 300 | Publication fee for republication | |
| 1803 | 130 | 1803 | 130 | Request for voluntary publication or republication | |
| 1808 | 130 | 1808 | 130 | Processing fee under 37 CFR 1.17(l) (except provisionals) | |
| 1454 | 1,370 | 1454 | 1,370 | Acceptance of unintentionally delayed claim for priority | |

Other fee (specify) _____

Other fee (specify) _____

SUBTOTAL (4) \$ 790.00

*Reduced by Basic Filing Fee Paid

SUBMITTED BY:Typed or Printed Name: Marina PortnovaSignature: *M. Portnova*Date: April 26, 2007Reg. Number: 45,750Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

- 3 -

Based on Form PTO/SB/17 (02-07) as modified by BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP on 2/20/07